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Attorneys for Plaintiffs

IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA  
NORTHERN DISTRICT OF THE STATE OF CALIFORNIA  
SAN JOSE DIVISION

JIMMY D. HAWS, SETH DANIEL HAWS )  
and MIA SKYE HAWS, minors, by and )  
through their guardian ad litem, CARRIE A. )  
HAWS, and CARRIE A. HAWS, individually )

Plaintiffs,

v.

COUNTY OF MONTEREY, MICHAEL )  
KANALAKIS, NATIVIDAD MEDICAL )  
CENTER and DOES 1-300, inclusive, )

Defendants.

Case No. C 07-02599 JF

**PLAINTIFFS' NOTICE OF MOTION  
AND MOTION FOR SANCTIONS  
(FRCP Rule 37)**

**Date:** March 26, 2008  
**Time:** 9:30 a.m.  
**Court Room:** 4, 5<sup>th</sup> Floor

**Magistrate  
Judge:** Hon. Richard Seeborg

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT ON March 26, 2008, at 9:30 a.m. or as soon thereafter as the matter may be heard in the above-entitled Court located at 280 South First Street, Court Room 4, 5<sup>th</sup> Floor, San Jose, California 95113, Plaintiffs will and hereby does move this Court for an order that defendant County of Monterey pay to the moving party the sum of \$2,110.00 as the reasonable costs and attorney fees incurred by the moving party in connection with this proceeding. This

1 motion is made on the grounds that said questions and documents were relevant to the subject matter  
2 of the action and did not relate to privileged matters or privilege has been waived, and the refusal  
3 to answer is without justification.

4 This motion will be based on this Notice of Motion and Motion, the Memorandum of Points  
5 and Authorities filed herewith and the Declaration of attorney Ralph W. Boroff.

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7 Dated: February 28, 2008

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10 RALPH W. BOROFF  
11 Attorney for Plaintiffs  
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